

Message Text

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ACTION EB-11

INFO OCT-01 ARA-16 ISO-00 CAB-09 CIA*-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 PA-04 PRS-01 USIA-15

OC-06 CCO-00 DRC-01 /078 W

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P 102231Z DEC 73

FM AMEMBASSY PANAMA

TO SECSTATE WASHDC PRIORITY 9279

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EO 11652: N/A

TAGS: ETRN, PN

SUBJ: LOCAL REQUIREMENT OF PRIOR GOVERNMENT APPROVAL FOR AIRLINE
SCHEDULE CHANGES

REF: PANAMA A-242 OF NOVEMBER 30, 1973

SUMMARY:

DEPUTY DIRECTOR OF CIVIL AVIATION HAS PLACED NOTICE IN PRESS THAT
LOCAL LAW REQUIRING PRIOR APPROVAL FOR AIRLINE FLIGHT SCHEDULE
CHANGES HAS BEEN IGNORED BY LOCAL AND INTERNATIONAL AVIATION
FIRMS AND THAT, IN CASE OF FUTURE VIOLATIONS, SEVERE MEASURES
WILL BE TAKEN.

ACTION REQUESTED: SINCE PAN AMERICAN WILL BEGIN FLIGHTS TO
JAMAICA ON DECEMBER 15 AND NO APPROVAL YET RECEIVED, DEPARTMENT
SHOULD GIVE PRIORITY ATTENTION TO PAN AMERICAN'S PROBLEM
EXPLAINED REFAIR IN VIEW OF IMPENDING CONFRONTATION WITH
GOVERNMENT OVER ISSUE OF PRECEDENCE OF LOCAL REGULATIONS VIS-
A-VIS PROVISIONS OF BILATERAL AVIATION AGREEMENT.

1. FOLLOWING IS A FREE TRANSLATION OF A CIVIL AVIATION NOTICE
WHICH APPEARED IN THE INDEPENDENT PRESS, LA ESTRELLA DE PANAMA,
ON DECEMBER 10.

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2. IN VIEW OF THE FACT THAT THE CIVIL AERONAUTICS ADMINISTRATION

HAS NOTED THAT AIR LINES, DOMESTIC AS WELL AS INTERNATIONAL, HAVE BEEN PAYING LITTLE ATTENTION TO THE STANDARD ORDERS*CONERNING SCHEDULES AND THEIR MODIFICATIONS, HOURS OF REGULAR SERVICE AND RATES IN GENERAL, ATTENTION IS DIRECTED TO THE FOLLOWING: IN ACCORDANCE WITH ARTICLES 109, 110, 111 AND 113 OF DECREE LAW 19 OF 1963, FOR ANY CHANGE OF THE KIND MENTIONED ABOVE, THE EXPRESS AND PRIOR AUTHORIZATION OF THE CIVIL AERONAUTICS ADMINISTRATION IS REQUIRED. CONSEQUENTLY, IN THE FUTURE THIS ADMINISTRATION WILL PROCEED TO APPLY SEVERE MEASURES TO THOSE FIRMS WHICH DO NOT ADJUST THEIR OPERATIONS TO THE LEGAL AND REGULATORY ORDERS WHICH ARE IN EFFECT. SIGNED BY CAPT. MIGUEL VON SEIDLITZ, DEPUTY DIRECTOR GENERAL OF CIVIL AERONAUTICS IN CHARGE OF THE DEPARTMENT OF AIR TRANSPORTATION.

COMMENT:

PROBLEM RAISED IN REFAIR CONCERNING FINE LEVIED ON PAN AMERICAN FOR INSTITUTING NEW SCHEDULES WITHOUT PRIOR APPROVAL OF GOVERNMENT REMAINS UNRESOLVED. MOREOVER, PAN AMERICAN HAS PROVIDED WRITTEN NOTIFICATION OF PLAN TO START PANAMA-KINGSTON FLIGHTS ON DECEMBER 15 AND HAS NOT YET RECEIVED WRITTEN AUTHORIZATION OF GOVERNMENT. LOCAL MANAGER HAS INSTRUCTIONS FROM NEW YORK TO PROCEED WITH NEW FLIGHTS ON DECEMBER 15 REGARDLESS OF WHETHER OFFICIAL APPROVAL TO DO SO RECEIVED PRIOR THAT DATE SINCE BILATERAL CIVIL AVIATION AGREEMENT DOES NOT SPECIFY PRIOR APPROVAL NECESSARY. REQUEST DEPARTMENT GIVE PRIORITY ATTENTION TO PROBLEM EXPLAINED REFAIR.

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